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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

### Division of Water Rights

MICHAEL R. STYLER  
*Executive Director*  
JERRY D. OLDS  
*State Engineer/Division Director*

May 4, 2007

#### TO THE WATER USERS ON THE COTTONWOOD CREEK DISTRIBUTION SYSTEM AND THE HUNTINGTON CREEK DISTRIBUTION SYSTEMS

The purpose of this letter is to hopefully clear up the confusion that has developed over the past two years concerning distribution assessments on both the Cottonwood Creek Distribution System and the Huntington Creek Distribution System. This confusion was created by this office through a series of errors.

In 2005, this office erroneously concluded that the Emery County Water Conservancy District should be included in the assessments on both Cottonwood Creek and Huntington Creek. Accordingly the assessments were prepared and sent. It became evident that this was an error resulting in an indirect assessment to the water users through the conservancy district. The assessment accounts for the conservancy district have been made inactive.

In 2006, this office erred again in concluding that the 2005 assessment had resulted in an over payment of assessments to the Huntington Creek Distribution System and an under payment of assessments to the Cottonwood Creek Distribution System. To correct this perceived error, this office increased the assessment to the Huntington Creek Distribution System, decreased the assessments to the Cottonwood Creek Distribution System, and transferred \$5500 from Huntington to Cottonwood. Actually, there was no need for a correction. Although they had been paid through the conservancy district, the proper assessment amounts had been paid to both distribution systems.

We apologize for these errors and are attempting this year to make the necessary corrections and clear up the confusion. The \$5500 that was transferred from Huntington to Cottonwood will be transferred back to Huntington. Those on the Huntington System who were assessed too much in 2006 will be given a credit against the 2007 assessment. Those on the Cottonwood System who were under assessed in 2006 will receive an additional assessment to bring the system accounts back into balance. Attached is a spreadsheet showing the 2006 and 2007 assessments and the corrections that will be made to each account.

Again, we apologize for these errors and any problems that this confusion may have caused. If you have any questions concerning the 2007 assessments or the adjustments that have been made, please contact me by phone at (801) 538-7380 or by e-mail at [LeeSim@utah.gov](mailto:LeeSim@utah.gov).

Sincerely,

Lee H. Sim, P.E.  
Assistant State Engineer  
For Field Services

cc: Marc Stilson, Regional Engineer

# Huntington Creek Distribution Accounts

Assessment Year

Acct. #	Acct. Name	2006 ACTUAL assessments	2006 ORIGINAL assessment	2006 OVER- PAYMENT	2007 ORIGINAL assessment	2007 CREDIT GIVEN
100782	Huntington-Cleveland	23,566.50	18,410.41	5,156.09	19381.30	5156.09
100785	Johansen, Craig	1,044.20	815.73	228.47	859.06	228.47
102901	Lott, Lloyd	65.31	51.02	14.29	53.71	14.29
100783	Guymon, Maughn for Ruth	23.72	18.53	5.19	19.51	5.19
100784	Guymon, Maughn for Ruth	0.00	0.00	0.00	0.00	0.00
102897	Guymon, Maughn for Ruth (Avery Ditch)	49.50	38.67	10.83	40.71	10.83
102898	Nielson Construction (Avery Ditch)	19.61	15.32	4.29	16.13	4.29
102900	Nielson Limited	12.80	10.00	2.80	10.00	2.80
100786	Pacific Corp.	120.58	94.20	26.38	99.17	26.38
100787	Pacific Corp.	44.83	35.02	9.81	36.87	9.81
102899	Terry, Dale & Vilate	52.94	41.36	11.58	43.54	11.58
Totals		24999.99	19530.26	5469.73	20560.00	5469.73
Assessment		25000.00			20560.00	

# Cottonwood Creek Distribution Accounts

Assessment Year

Acct. #	Acct. Name	2006 ACTUAL assessments	2006 ORIGINAL assessment	2006 UNDER- PAYMENT	2007 ORIGINAL assessment	2007 ADJUSTED assessment
103082	Fail, Brad	21.63	29.76	8.13	30.49	38.62
100568	Cottonwood Cr.Consolidated Irr. Co.	11028.57	15173.54	4144.97	15543.63	19688.60
100581	Huntington, Feno	0.00	0.00	0.00	0.00	0.00
100582	Jensen, Stan & Luanne	0.00	0.00	0.00	0.00	0.00
100586	Johansen, Kirk	36.46	50.16	13.70	51.38	65.08
100580	Johansen, O.E.c/o Craig Johansen	36.46	50.16	13.70	51.38	65.08
100583	Johansen, O.E. c/o Scott Johansen	0.00	0.00	0.00	0.00	0.00
100570	Olsen, Arthur & Henning	116.93	160.88	43.95	164.80	208.75
100576	Pacific Corp.	2166.57	2980.85	814.28	3053.56	3867.84
100585	Peacock Family LLC	0.00	0.00	0.00	0.00	0.00
100572	Pressett, Jack	116.93	160.88	43.95	164.80	208.75
100574	US Forest Service	64.50	88.74	24.24	90.91	115.15
100575	US Forest Service	45.87	63.11	17.24	64.65	81.89
100578	Wilberg Ditch	23.50	32.33	8.83	33.12	41.95
100571	Wilberg, Edna	140.43	193.21	52.78	197.93	250.71
100569	Wilberg, Wayne	140.43	193.21	52.78	197.93	250.71
100577	Wilcox - Seeley Ditch	491.37	676.05	184.68	692.53	877.21
100579	Wilsonville Ditch	470.35	647.13	177.19	662.88	840.07
Totals		\$ 14,900.00	\$ 20,500.00	\$ 5,600.41	\$ 20,999.99	\$ 26,600.40
Assessment		\$ 14,900.00	\$ 20,500.00		\$ 21,000.00	